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**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

**PACIFIC GAS AND ELECTRIC
COMPANY,**

Debtors.

- ☐ Affects PG&E Corporation
☐ Affects Pacific Gas and Electric
Company
☒ Affects both Debtors

** All papers shall be filed in the Lead
Case, No. 19-30088 (DM).*

Case No. 19-30088 (DM)
Chapter 11 (Lead Case) (Jointly Administered)

**REQUEST FOR ENTRY OF ORDER BY DEFAULT
GRANTING MOTION CONFIRMING RELIEF
GRANTED UNDER FINAL ORDER PURSUANT TO
11 U.S.C. §§ 105(a), 362(d), 363(b), 363(c), AND 364
AND FED. R. BANKR. P. 4001, 6003, AND 6004
(I) AUTHORIZING DEBTORS TO (A) MAINTAIN
INSURANCE POLICIES, WORKERS'
COMPENSATION PROGRAM, AND SURETY BOND
PROGRAM AND (B) PAY ALL OBLIGATIONS
WITH RESPECT THERETO; AND (II) GRANTING
RELIEF FROM THE AUTOMATIC STAY WITH
RESPECT TO WORKERS' COMPENSATION
CLAIMS**

Hearing Date: February 26, 2020
Hearing Time: 10:00 a.m. (Pacific Time)
Place: United States Bankruptcy Court
Courtroom 17, 16th Floor
San Francisco, CA 94102

Objection Deadline: February 19, 2020
4:00 p.m. (Pacific Time)

REQUEST FOR ENTRY OF ORDER BY DEFAULT

PG&E Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (the “**Utility**”), as debtors and debtors in possession (collectively, “**PG&E**” or the “**Debtors**”) in the above-captioned chapter 11 cases (the “**Chapter 11 Cases**”), hereby request, pursuant to Rule 9014-1(b)(4) of the Bankruptcy Local Rules for the United States District Court for the Northern District of California, as made applicable to these Chapter 11 Cases by the *Second Amended Order Implementing Certain Notice and Case Management Procedures* entered on May 14, 2019 [Dkt No. 1996] (“**Case Management Order**”), that the Court enter an order by default on the *Motion Confirming Relief Granted Under Final Order Pursuant to 11 U.S.C. §§ 105(a), 362(d), 363(b), 363(c), and 364 and Fed. R. Bankr. P. 4001, 6003, and 6004 (I) Authorizing the Debtors to (A) Maintain Insurance Policies, Workers’ Compensation Program, and Surety Bond Program and (B) Pay All Obligations with Respect Thereto; and (II) Granting Relief from the Automatic Stay with Respect to Workers’ Compensation Claims* filed by the Debtors on February 5, 2020 [Dkt. No. 5640] (the “**Motion**”).

RELIEF REQUESTED IN THE MOTION

The Motion seeks entry of an order clarifying and confirming with respect to the Insurance and Surety Bond Order¹ that (i) in addition to any specific Surety explicitly identified in the Insurance and Surety Bond Motion, the definition of Surety includes any new or additional Surety Bond issuer or provider and that the relief granted in the Insurance and Surety Bond Order applies with full force and effect to any such new or additional Surety, and (ii) that, pursuant to Paragraph 4 of the Insurance and Surety Bond Order, the Debtors are authorized to execute new Surety Indemnity Agreements, and to provide cash or other collateral, as required or as they may deem desirable in order to obtain any new Surety Bonds, or with respect to the alteration, replacement, extension or renewal of any Surety Bonds and/or in connection with any new or existing Surety Indemnity Agreements or Surety Bond Program.

¹ Capitalized terms used but not otherwise herein defined have the meanings ascribed to such terms in the Motion.

1 A proposed order (the “**Proposed Order**”) was attached as **Exhibit A** to the Motion. The
2 order being submitted is different from the Proposed Order attached to the Motion in that the reference
3 to a hearing being held has been deleted.

4 **NOTICE AND SERVICE**

5 A Notice of Hearing on Motion Confirming Relief Granted Under Final Order Pursuant
6 to 11 U.S.C. §§ 105(a), 362(d), 363(b), 363(c), and 364 and Fed. R. Bankr. P. 4001, 6003, and 6004
7 (I) Authorizing the Debtors to (A) Maintain Insurance Policies, Workers’ Compensation Program, and
8 Surety Bond Program and (B) Pay All Obligations with Respect Thereto; and (II) Granting Relief from
9 the Automatic Stay with Respect to Workers’ Compensation Claims [Dkt. No. 5641] (the “**Notice of**
10 **Hearing**”) was filed on February 5, 2020. The Motion and the Notice of Hearing were served as
11 described in the Certificate of Service of Alain B. Francoeur filed on February 10, 2020 [Dkt. No. 5709].
12 The deadline to file responses or oppositions to the Motion has passed, and no responses or oppositions
13 have been filed with the Court or received by counsel for the Debtors.

14 **DECLARATION OF NO RESPONSE RECEIVED**

15 The undersigned hereby declares, pursuant to 28 U.S.C. § 1746, under penalty of perjury,
16 that:

17 1. I am an attorney with the firm of Keller & Benvenuti LLP, co-counsel for the
18 Debtors.

19 2. I have reviewed the Court’s docket in the Chapter 11 Cases and have determined
20 that no response or opposition has been filed with respect to the Motion.

21 3. This declaration was executed in San Francisco, California.

22 WHEREFORE, the Debtors hereby request entry of the Proposed Order substantially in
23 the form attached to the Motion, granting the Motion as set forth therein.

24 Dated: February 20, 2020

25 **WEIL, GOTSHAL & MANGES LLP**
26 **KELLER & BENVENUTTI LLP**

27 /s/ Thomas B. Rupp
28 Thomas B. Rupp

Attorneys for Debtors and Debtors in Possession